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Attorneys for Defendants Las Vegas Metropolitan

Police Department and Captain Dori Koren

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

PETER LYKINS, an individual; MARIA
LYKINS, an individual,

Plaintiffs,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, in its official capacity;
DORI KOREN, as an individual and in his
capacity as a Las Vegas Metropolitan Police
Department Officer; DOE OFFICERS 1-15,
as individuals and in their capacity as Las
Vegas Metropolitan Police Department
Officers; and ROE DEFENDANTS 1-10,

Defendants.

Case Number:
2:22-cv-01068-APG-BNW

**LVMPD DEFENDANTS' MOTION TO
EXTEND OPPOSITIONS TO
PLAINTIFFS' MOTION TO ENFORCE
SETTLEMENT AGREEMENT [ECF
NO. 58] AND PLAINTIFFS' MOTION
TO ENFORCE SETTLEMENT
AGREEMENT AND MOTION FOR
AWARD OF ATTORNEY'S FEES AND
COSTS [ECF NO. 59] DEADLINES**

(FIRST REQUEST)

Pursuant to LR IA 6-1 and LR II 7-1, Defendants Las Vegas Metropolitan Police
Department ("LVMPD") and Captain Dori Koren ("Koren") (hereinafter "LVMPD
Defendants"), by and through their attorneys of record, the law firm of Marquis Aurbach,
hereby submit their Motion to Extend Oppositions to Plaintiffs' Motion to Enforce
Settlement Agreement [ECF No. 58] and Plaintiffs' Motion to Enforce Settlement
Agreement and Motion for Award of Attorney's Fees and Costs [ECF No. 59] Deadlines.

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1 This is LVMPD Defendants' first request for an extension.

2 Dated this 30th day of January, 2024.

3
4 MARQUIS AURBACH

5 By: /s/ Jackie Nichols

6 Craig R. Anderson, Esq.

7 Nevada Bar No. 6882

8 Jackie V. Nichols, Esq.

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10 10001 Park Run Drive

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12 Attorneys for Defendants Las Vegas

13 Metropolitan Police Department and

14 Captain Dori Koren

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**DECLARATION OF JACKIE V. NICHOLS, ESQ. IN SUPPORT OF CCSD
DEFENDANTS' MOTION TO EXTEND THE DISPOSITIVE MOTION DEADLINE
(FIRST REQUEST)**

Jackie V. Nichols, Esq., being first duly sworn deposes and says:

1. I am over the age of 18 years and have personal knowledge of the facts stated herein, except for those stated upon information and belief, and as to those, I believe them to be true. I am counsel of record for Defendants Las Vegas Metropolitan Police Department ("LVMPD") and Captain Dori Koren ("Koren") (hereinafter "LVMPD Defendants"), and I am competent to testify as to the facts stated herein in a court of law and will so testify if called upon.

2. I submit this declaration in support of LVMPD Defendants' Motion to Extend Oppositions to Plaintiffs' Motion to Enforce Settlement Agreement [ECF No. 58] and Plaintiffs' Motion to Enforce Settlement Agreement and Motion for Award of Attorney's Fees and Costs [ECF No. 59] Deadlines (First Request), in compliance with LR 26-6, wherein LVMPD Defendants seek an extension of their Oppositions deadlines [ECF Nos. 58 and 59].

3. Counsel for the Defendant suffered a knee injury on January 21, 2024, requiring her to attend several medical appointments and preventing her from traveling into the office. Due to the physical injury, counsel is unable to meet the Oppositions deadlines.

5. Counsel currently seeks to extend the Oppositions deadlines by one week due to her injury and inability to complete the Oppositions deadlines by the deadline of February 6, 2024.

6. This Motion is brought in good faith and not for purposes of delay.

FURTHER AFFIANT SAYETH NAUGHT.

Dated this 30th day of January, 2024.

/s/ Jackie Nichols
Jackie V. Nichols, Esq.

MARQUIS AURBACH

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(702) 382-0711 FAX: (702) 382-5816**MEMORANDUM OF POINTS & AUTHORITIES****I. INTRODUCTION**

LVMPD Defendants hereby move this Court for an extension of their **Oppositions deadlines [ECF Nos. 58 and 59]** in this matter because counsel for **LVMPD Defendants** suffered an injury to her knee on January 21, 2024, affecting her ability to timely respond to the pending motions. Accordingly, LVMPD Defendants seek **one additional week** to submit **LVMPD Defendants Oppositions deadlines**, rendering the new deadline February 6, 2024.

II. LEGAL ARGUMENT

Due to counsel's physical injury and necessarily related medical appointments, she was unable to complete the Oppositions to Plaintiffs' pending motions and now seeks a one-week extension of the deadline. Courts within this circuit routinely recognize counsel's personal emergencies, including counsel's own illness (or injury), satisfy the good cause standard for seeking an extension of time. *See e.g., Castronovo-Flihan v. State Farm Mut. Auto. Ins. Co.*, No. 220CV01197JCMDJA, 2021 WL 5413886, at *1 (D. Nev. Sept. 17, 2021) (extending deadline because Plaintiff had recently been diagnosed with an autoimmune disease); *Bryson v. Zuniga*, No. 220CV00089JADBNW, 2022 WL 225091, at *2 (D. Nev. Jan. 25, 2022) (extending deadlines based in part due to counsel's personal family emergencies); *Frary v. Cnty. of Marin*, No. 12-CV-03928-MEJ, 2014 WL 2110026, at *1 (N.D. Cal. May 20, 2014) (extending deadlines because counsel had to care for his ill child). Accordingly, the Court should find that good cause exists to extend the Opposition deadlines by one week from January 30, 2024 to February 6, 2024.

III. CONCLUSION

Based on the foregoing, the LVMPD Defendants respectfully request the Court grant their **Motion to Extend Oppositions to Plaintiffs' Motion to Enforce Settlement Agreement [ECF No. 58]** and Plaintiffs' **Motion to Enforce Settlement Agreement and Motion for**

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1 Award of Attorney's Fees and Costs [ECF No. 59] Deadlines and extend the time for filing
2 the oppositions to February 6, 2024

3 Dated this 30th day of January, 2024.

4 MARQUIS AURBACH

6 By: /s/ Jackie Nichols

7 Craig R. Anderson, Esq.

8 Nevada Bar No. 6882

9 Jackie V. Nichols, Esq.

10 Nevada Bar No. 14246

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12 Las Vegas, Nevada 89145

13 Attorneys for Defendants Las Vegas

14 Metropolitan Police Department and

15 Captain Dori Koren

16 Pursuant to Federal Rule of Civil Procedure 6(b)(1), and good cause being found,
17 the Court grants Defendants' Motion to Extend Time. Defendants' response shall
18 be due no later than February 6, 2024.

19 **IT IS SO ORDERED**

20 **DATED:** 9:06 am, January 31, 2024

21 

22 **BRENDA WEKSLER**

23 **UNITED STATES MAGISTRATE JUDGE**

MARQUIS AURBACH

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